

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT



Application No. 14756, of Avern Plumley, pursuant to 11 DCMR 3107.2, for a variance from the off-street parking requirements (Sub-section 2101.1) to convert a 33 unit apartment building into a 16 unit apartment building and a 67 unit rooming house, or in the alternative, an 18 unit apartment building and a 74 unit rooming house in an R-4 District at premises 1876 - 4th Street, N.E. and 332 Seaton Place, N.E., (Square 3567, Lot 811).

HEARING DATE: February 24, 1988  
DECISION DATE: March 2, 1988

DISPOSITION: The Board GRANTED the application with CONDITIONS by a vote of 4-0 (Maybelle Taylor Bennett, William F. McIntosh, Charles R. Norris and Carrie L. Thornhill to grant; Paula L. Jewell not voting, not having heard the case).

FINAL DATE OF ORDER: June 17, 1988

ORDER

The Board granted the application by its Order dated June 17, 1988, subject to three conditions. By submissions dated June 27, 1988, Busy Bee Community Association, Inc., a party in opposition to the granting of the application filed a timely motion for rehearing, reargument, reconsideration and stay of the Board's decision in the subject application. The motion does not allege any error on the part of the Board but generally restates the views presented by the opposition at the public hearing and alleges some irregularity in the meetings held by the ANC and the community with the applicant. Counsel for the applicant opposed the motion.

Upon consideration of the motion, the opposition thereto, the record in the case, and its final Order, the Board concludes that it has committed no error in deciding the application. The motion does not raise any new issues which were not previously considered by the Board or which could not have reasonably been presented to the Board at the time of the public hearing. The issues and concerns of the opposition were thoroughly presented at the public hearing and considered by the Board.

Accordingly, it is ORDERED that this motion is hereby DENIED.

VOTE: 3-0 (Charles R. Norris, William F. McIntosh and Carrie L. Thornhill to deny; Maybelle Taylor Bennett not present, not voting; Paula L. Jewell not voting, not having heard the case).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

ATTESTED BY:

*Edward L. Curry*  
EDWARD L. CURRY  
Executive Director

FINAL DATE OF ORDER: SEP 23 1988

UNDER 11 DCMR 3103.1, "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE BEFORE THE BOARD OF ZONING ADJUSTMENT."

14756order/LJP42

GOVERNMENT OF THE DISTRICT OF COLUMBIA  
BOARD OF ZONING ADJUSTMENT



APPLICATION No. 14756

As Executive Director of the Board of Zoning Adjustment, I hereby certify and attest to the fact that a copy of the Order of the Board in the above numbered case, said Order dated SEP 23 1988, has been mailed postage prepaid to each party who appeared and participated in the public hearing concerning this matter, and who is listed below:

Allison Carney, Esquire  
Wilkes, Artis, Hedrick & Lane  
1666 K Street, N.W., Ste. 1100  
Wash, D.C. 20006

Clyde Hill  
307 T St., N.E.  
D.C. 20002

Councilmember H.R. Crawford  
District Building  
D.C.

Edgar Spann  
318 T St., N.E.  
D.C. 20002

Councilmember Harry L. Thomas  
District Building  
D.C.

R. Bradford  
1824 3rd St., N.E.  
D.C. 20002

Councilmember Betty Ann Kane  
District Building  
D.C.

Daniel L. Robinson, Chairperson  
Advisory Neighborhood Commission 5-C  
1723 - 3rd Street, N.E.  
Washington, D. C. 20002

Mr. & Mrs. J. Hermenier  
316 T Street, N.E.  
D.C. 20002

*Edward L. Curry*  
EDWARD L. CURRY  
Executive Director

DATE: SEP 23 1988